THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.4169 OF 2006

Dt.10.3.2006

Between:

Irrigation Department Employees Mutually Aided
Co-operative Building Society Ltd., Parvathipuram,
Vizianagaram District. … Petitioner

And

The Government of Andhra Pradesh, rep. By its
Secretary, Revenue (Assignment-I) Department,
A.P.Secretariat, Hyderabad and 2 others. … Respondents

ORDER:

Petitioner questions the inaction of respondent Nos.1 and 2 in not taking further steps on the proposal submitted by the 3rd respondent vide his letter in Rc.No.92/2005/E4 dt.6.10.2005 as arbitrary and illegal and consequently direct the respondents to pass final orders of alienation as per the proposal submitted by the 3rd respondent in Rc.No.92/2005/E4 dt.6.10.2005.

Petitioner's society is formed by the Irrigation Department employees under Mutually Aided Co-operative Societies Act at Vizianagaram

vide Registration No.848 of 2004. It is stated that pursuant to the housing policy declared by the Government for allotment of house sites which was issued in G.O.Ms.No.416, Revenue (ASN.I) Department, dated 18.3.2003, the petitioner society had identified the land in Sy.No.569 of Belagam Village, Parvathipuram Mandal, for construction of quarters. It is further stated that the District Collector, Vizianagaram has considered the said representation of the petitioner keeping in view of the guidelines issued by the Government in the said G.O.Ms.No.416 called for a report of the Mandal Revenue Officer, Parvathipuram with regard to the area and location and keeping in view of the recommendation made by the Mandal Revenue Officer and Revenue Divisional Officer recommended vide his proceedings in Rc.No.92/2005/E4, dt.6.10.2005 to the Secretary to the Government, Revenue (Assignment-I) Department to allot land to an extent of Ac.0.93 cents (4464 sq.yards) in new Sy.No.569, Belagam Village of Pavathipuram Municipality at the rate of Rs.2630/- per sq.yard with 8.5% increase on the said land in favour of the petitioner society for housing purpose to the employees of the Irrigation Department. It is stated that the said proposals and recommendations sent by the Collector have not been considered and disposed of by the first respondent. It is further stated that in view of the steep increase of the market value day-by-day the Government is not considering and disposing of the said proposals and the respondents are exploring ways and means to dispose of the same.

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Revenue on behalf of the respondents.

I am not inclined to express any opinion on the said apprehension of the petitioner. However, as the 3rd respondent has already recommended after a detailed enquiry for alienation of the said land on the market value in favour of the petitioner society, the first respondent is directed to consider and dispose of the said proposals sent by the 3rd respondent vide his proceedings in Rc.No.92/2005/E4, dt.6.10.2005 within a period of three months from the date of receipt of a copy of this order. Till the said proposals are

considered and disposed of, the said land in question may not be alienated or allotted in favour of any third parties.

The writ petition is disposed of accordingly. No costs.

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(V.ESWARAIAH, J.)

10.3.2006

Note: Issue copy within three days

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